

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chair Jeff Essmann, on January 13, 2017 at 8:00 AM, in Room 152
Capitol

ROLL CALL

Members Present:

Rep. Jeff Essmann, Chair (R)
Rep. Kelly Flynn, Vice Chair (R)
Rep. Tom Jacobson, Vice Chair (D)
Rep. Kim Abbott (D)
Rep. Becky Beard (R)
Rep. Mary Ann Dunwell (D)
Rep. Dave Fern (D)
Rep. Wylie Galt (R)
Rep. Jim Hamilton (D)
Rep. Adam Hertz (R)
Rep. George G. Kipp III (D)
Rep. James O'Hara (R)
Rep. Alan Redfield (R)
Rep. Bridget Smith (D)
Rep. Tom Welch (R)
Rep. Kerry White (R)

Members Excused:

Rep. Z. Brown
Rep. Ehli
Rep. G. Hertz
Rep. Lavin

Members Absent: None

Staff Present: Margot Miltenberger, Committee Secretary
Megan Moore, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 112, 1/6/2017
Executive Action: HB 29; HB 42; HB 43; HB 63; HB 115; HB 18; HB 74

00:01:41 Chair Essmann

[EXHIBIT](#)(tah10a01)

00:01:53 Megan Moore, Legislative Services Division (LSD)

HEARING ON HB 112

Opening Statement by Sponsor:

00:02:22 Rep. Dave Fern (D), HD 5, opened the hearing on HB 112, Revise uniform dispute review procedures for collection of delinquent taxes.

Proponents:

00:05:37 Steve Austin, Department of Revenue (DOR)

Opponents: None

Informational Witnesses: None

Questions from Committee Members and Responses:

00:07:33 Rep. White

00:08:29 Steve Austin, DOR

00:09:04 Chair Essmann

00:09:44 Steve Austin, DOR

Closing by Sponsor:

00:10:05 Rep. Fern

EXECUTIVE ACTION ON HB 29

00:11:11 Megan Moore, LSD

00:11:54 **Motion/Vote:** Rep. Flynn moved that **HB 29 DO PASS**. Motion carried unanimously by voice vote. Rep. Z. Brown, Rep. Ehli, Rep. G. Hertz and Rep. Lavin voted by proxy.

EXECUTIVE ACTION ON HB 42

00:13:00 Megan Moore, LSD

00:13:13 **Motion/Vote:** Rep. Abbott moved that **HB 42 DO PASS**. Motion carried unanimously by voice vote. Rep. Z. Brown, Rep. Ehli, Rep. G. Hertz and Rep. Lavin voted by proxy.

EXECUTIVE ACTION ON HB 43

00:15:04 Megan Moore, LSD

00:15:24 **Motion:** Rep. Fern moved that **HB 43 DO PASS.**

00:15:47 **Motion:** Rep. Fern moved that **HB 43 BE AMENDED.**

EXHIBIT(tah10a02)

Discussion:

00:16:52 Chair Essmann

00:17:22 **Vote:** Motion carried unanimously by voice vote. Rep. Z. Brown, Rep. Ehli, Rep. G. Hertz and Rep. Lavin voted by proxy.

00:18:08 **Motion/Vote:** Rep. White moved that **HB 43 DO PASS AS AMENDED.** Motion carried unanimously by voice vote. Rep. Z. Brown, Rep. Ehli, Rep. G. Hertz and Rep. Lavin voted by proxy.

EXECUTIVE ACTION ON HB 63

00:18:59 Megan Moore, LSD

00:19:36 **Motion:** Rep. Hamilton moved that **HB 63 DO PASS.**

Discussion:

00:19:45 Rep. White

00:20:05 Megan Moore, LSD

00:20:57 **Vote:** Motion carried unanimously by voice vote. Rep. Z. Brown, Rep. Ehli, Rep. G. Hertz and Rep. Lavin voted by proxy.

EXECUTIVE ACTION ON HB 115

00:21:39 **Motion:** Rep. Kipp moved that **HB 115 DO PASS.**

Discussion:

00:21:46 Megan Moore, LSD

00:22:53 **Motion:** Rep. Flynn moved that **HB 115 BE AMENDED.**

EXHIBIT(tah10a03)

Discussion:

00:23:16 Megan Moore, LSD

00:23:44 Rep. Flynn

00:23:54 Rep. Dunwell

00:24:02 Rep. Kipp III

00:25:21 **Vote:** Motion carried unanimously by voice vote. Rep. Z. Brown, Rep. Ehli, Rep. G. Hertz and Rep. Lavin voted by proxy.

00:25:30 **Motion/Vote:** Rep. Flynn moved that **HB 115 BE AMENDED**. Motion carried unanimously by voice vote. Rep. Z. Brown, Rep. Ehli, Rep. G. Hertz and Rep. Lavin voted by proxy.

EXHIBIT(tah10a04)

Discussion:

00:26:26 Megan Moore, LSD

00:26:46 Rep. White

00:27:39 Rep. Flynn

00:28:21 Rep. White

00:28:47 Chair Essmann

00:29:01 **Motion/Vote:** Rep. White moved a conceptual amendment that **"GUIDE" BE CHANGED TO "GUIDES" IN LINE SEVEN, PAGE TWO**. Motion carried unanimously by voice vote. Rep. Z. Brown, Rep. Ehli, Rep. G. Hertz and Rep. Lavin voted by proxy.

00:29:53 **Motion/Vote:** Rep. Flynn moved that **HB 115 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Rep. Z. Brown, Rep. Ehli, Rep. G. Hertz and Rep. Lavin voted by proxy.

EXECUTIVE ACTION ON HB 112

00:30:47 **Motion:** Rep. Fern moved that **HB 112 DO PASS**.

Discussion:

00:31:02 Megan Moore, LSD

00:31:23 Rep. A. Hertz moved to **POSTPONE ACTION ON HB 112**. Motion carried.

EXECUTIVE ACTION ON HB 18

00:32:40 **Motion:** Rep. Jacobson moved that **HB 18 DO PASS**.

Discussion:

00:32:49 Megan Moore, LSD

EXHIBIT(tah10a05)

00:33:49 **Motion/Vote:** Rep. Jacobson moved that **HB 18 BE AMENDED**. Motion carried unanimously by voice vote. Rep. Z. Brown, Rep. Ehli, Rep. G. Hertz and Rep. Lavin voted by proxy.

00:34:50 **Motion/Vote:** Rep. Jacobson moved that **HB 18 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Rep. Z. Brown, Rep. Ehli, Rep. G. Hertz and Rep. Lavin voted by proxy.

EXECUTIVE ACTION ON HB 74

00:36:10 **Motion:** Rep. A. Hertz moved that **HB 74 DO PASS**.

Discussion:

00:36:32 Megan Moore, LSD

00:37:00 **Vote:** Motion carried 19-1 by voice vote with Rep. Dunwell voting no. Rep. Z. Brown, Rep. Ehli, Rep. G. Hertz and Rep. Lavin voted by proxy.

ADJOURNMENT

Adjournment: 00:40:21

Margot Miltenberger, Secretary

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Additional Documents:

EXHIBIT([tah10aad.pdf](#))